

November 12, 2015

ENERGY & ENVIRONMENT COMMITTEE
REPORT NO. 17

ALL MEMBERS PRESENT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
- a. COMM. 10E-14 (2015)
COUNTY EXECUTIVE: “Application for State Assistance - EC Regional Composting”
(6-0)

b. COMM. 19E-6 (2015)
BURKE: “Review of the Public Discussion on the Status of Lake Erie Water Quality”
(6-0)

c. COMM. 19E-7 (2015)
COUNTY EXECUTIVE: “Letter to Monroe County Executive Regarding the Banning of Microbeads”
(6-0)

d. COMM. 20E-10 (2015)
COUNTY EXECUTIVE: “EC Sewer District Nos. 3, 6 & 8 - Engineer Term Contract Agreement - DiDonato Associates”
(6-0)
2. COMM. 20E-8 (2015)
COUNTY EXECUTIVE
WHEREAS, pursuant to Legislative Comm. 20E – 9 (2013), Erie County on behalf of the Erie County Sewer Districts entered into agreements with Greenman-Pederson, Inc., Wm. Schutt Associates, and DiDonato Associates, to provide construction inspection services; and

WHEREAS, the amount of \$150,000.00 for each agreement is close to being expended; and

WHEREAS, a change order is necessary to fund the construction inspection services through 2016; and

WHEREAS, the Division of Sewerage Management and the Board of Managers for each Erie County Sewer District recommends the approval of Change Order No. 1 for the term agreements to provide the budget necessary to complete the necessary inspection services.

NOW, THEREFORE, BE IT

RESOLVED, that Change Order No. 1 to the agreements, with Greenman-Pederson, Inc., Wm. Schutt Associates, and DiDonato Associates be approved in the amount of \$50,000.00 each; and be it further

RESOLVED, that the Deputy Commissioner in the Division of Sewerage Management is hereby authorized to execute and process the necessary Change Orders; and be it further

RESOLVED, that the Erie County Director of Budget and Management and Erie County Comptroller are directed to allocate an additional \$50,000.00 for each agreement from any of the sewer capital projects in fund 430 or from the sewer operating fund 220 (including business areas 181, 182, 183, and 186 account 516020) as determined by the Division of Sewerage Management; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one (1) certified copy each to the County Executive, the Erie County Comptroller, the Director of Budget and Management and Kristen Walder, Assistant County Attorney; and two (2) certified copies of this resolution to Joseph L. Fiegl, P.E., Department of Environment and Planning.
(6-0)

3. COMM. 20E-9 (2015)
COUNTY EXECUTIVE
WHEREAS, the Erie County Department of Environment and Planning is in need of replacing a platform at the Southtowns Sewage Treatment Facility that was removed to facilitate installation of a slide gate; and

WHEREAS, Change Order No. 1 in the amount of \$33,515.00 will furnish and install a new grating system platform to provide safe working conditions while operating the facility.

NOW, THEREFORE BE IT

RESOLVED, that the Change Order No. 1 to the Contract 54 STP-A, Southtowns Sludge Incinerator Emissions Upgrade with Hohl Industrial Services, Inc., in the amount of \$33,515.00 be approved; and it be further

RESOLVED, that the Erie County Comptroller and Director of Budget & Management be authorized to increase appropriations and estimate revenue by \$33,515.00 in Capital Project C.14301; and it be further

RESOLVED, that the Erie County Comptroller and Director of Budget & Management be authorized to establish budgets as necessary and directed to transfer \$33,515.00 from Erie County Sewer District No. 3 Capital Reserve Account C.00007 to Erie County Sewer District No. 3 Capital Account C.14301 for Contract No. 54 STP-A; and it be further,

RESOLVED, that the Erie County Comptroller be authorized and directed to allocate \$33,515.00 from Erie County Sewer District No. 3, Capital Account C.14301 for payment of this change order; and it be further

RESOLVED, that the Clerk of the Legislature be directed to send one (1) certified copy each of this resolution to the County Executive, Director of Budget and Management, Comptroller’s Office, and Kristen Walder, Assistant County Attorney; and send two (2) certified copies of this resolution to Joseph L. Fiegl, P.E., Department of Environment and Planning.
(6-0)

4. COMM. 20E-12 (2015)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Environment and Planning (DEP) administers the Conditionally Exempt Small Quantity Generator (CESQG) Program, an initiative to address the proper disposal and treatment of hazardous waste or chemicals for municipalities, school districts and small businesses; and

WHEREAS, CESQG Program’s costs are offset by matching revenues; and

WHEREAS, during the fiscal year, as increased participation by exempt generators has caused CESQG costs to increase beyond the adopted budget, it is necessary to ensure that the Department of Environment and Planning can accordingly adjust its revenue and appropriations to match actuals.

NOW, THEREFORE, IT BE

RESOLVED, that the Department of Environment and Planning and Division of Budget and Management are authorized to adjust appropriations and revenues based on participation in the CESQG program and prior year actual results; and be it further

RESOLVED, that authorization is hereby provided to increase the DEP operating budget, Fund 110, Funds Center 16200, Revenue GL 420271 – CESQG Charges and Appropriation GL 517577 – CESQG Collections as necessary; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive; the Director of the Division of Budget and Management; the Office of the Comptroller; Thomas J.

Dearing, Commissioner of Environment and Planning; Thomas R. Hersey, Jr., Deputy Commissioner of Environment and Planning; Paul B. Kranz, P.E., Associate Engineer; the County Comptroller, and the County Attorney.
(6-0)

5. COMM. 20E-13 (2015)
COUNTY EXECUTIVE

RESOLVED, the Erie County Legislature hereby confirms the appointment, as recommended by the County Executive, of Terry A. Belke (6694 Versailles Rd, Lake View, NY 14085) to the Erie County Fisheries Advisory Board to complete a term that will expire December 31, 2016.
(6-0)

TED B. MORTON
CHAIR